

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

CORY SPENCER, an individual;
DIANA MILENA REED, an
individual; and COASTAL
PROTECTION RANGERS, INC., a
California non-profit public benefit
corporation,

Plaintiffs,

vs.

LUNADA BAY BOYS; THE
INDIVIDUAL MEMBERS OF THE
LUNADA BAY BOYS, including but
not limited to SANG LEE, BRANT
BLAKEMAN, ALAN JOHNSTON
AKA JALIAN JOHNSTON,
MICHAEL RAE PAPAYANS,
ANGELO FERRARA, FRANK
FERRARA, CHARLIE FERRARA;
and N.F.; CITY OF PALOS
VERDES ESTATES; CHIEF OF
POLICE JEFF KEPLEY, in his
representative capacity; and DOES
1-10,

Defendants.

CASE NO. 2:16-cv-02129-SJO (RAOx)

Assigned District Judge Hon. S. James
Otero, Courtroom 10C

Discovery Assigned to Magistrate Judge
Hon. Rozella A. Oliver

**[PROPOSED] STATEMENT OF
UNCONTROVERTED FACTS**

*[Filed concurrently with Notice; Motion
and Points and Authorities for Partial
Summary Judgment; Separate Statement
of Uncontroverted Facts/Evidence;
Declaration of Tera A. Lutz; Notices of
Lodging; [Proposed] Order lodged
herewith]*

Date: August 21, 2017
Time: 10:00 a.m.
Crtrm.: 10C

Complaint filed: March 29, 2016
Trial Date: None Set

After consideration of the papers in support of and in opposition to Defendant
SANG LEE's Motion for Partial Summary Judgment and argument of counsel, the
Court hereby finds the following Uncontroverted Facts to be uncontroverted.

1	Uncontroverted Facts	Supporting Evidence
2	1. Before January 2016, Cory	1. October 11, 2016 Deposition of
3	Spencer ("Spencer") visited	Plaintiff Cory Eldon Spencer
4	Lunada Bay on at least eight to ten	("Spencer Deposition") 59:9-12;
5	occasions.	64:13-25; 65:1-8.
6	2. Since January 29, 2016, Spencer	2. Spencer Deposition 170: 9-21.
7	has visited Lunada Bay on at least	
8	three to five occasions.	
9	3. Spencer has only seen Lee on one	3. Spencer Deposition 307: 11-14.
10	occasion.	
11	4. During a visit to Lunada Bay on	4. Spencer Deposition 121: 18-25;
12	January 29, 2016, Spencer saw	122; 123; 124: 1-22.
13	Lee communicating with	
14	Christopher Taloa.	
15	5. Lee has never spoken with	5. Spencer Deposition 308: 11-12.
16	Spencer.	
17	6. Lee has never threatened Spencer.	6. Spencer Deposition 308: 13-14.
18	7. Lee has never make any physical	7. Spencer Deposition 309: 4-9.
19	contact with Spencer.	
20	8. Spencer has never seen Lee injure	8. Spencer Deposition 313: 6-14.
21	anyone at Lunada Bay or engage	
22	in the destruction of anyone's	
23	property.	
24	9. Plaintiff Diana Milena Reed	9. October 24, 2016 Deposition of
25	("Reed") has visited Lunada Bay	Diana Milena Reed; 105:13-15;
26	on at least four occasions- January	103: 19-25; 104:1-9;146: 11-15;
27	6, 2016, January 29, 2016,	156: 23-25; 157: 1-5.
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Uncontroverted Facts	Supporting Evidence
February 5, 2016, and February 13, 2016.	
10. Reed has never had any interaction with Lee and did not see him during any of her visits to Lunada Bay.	10. October 25, 2016 Deposition of Diana Milena Reed, 366: 23-25; 367: 1-18.

Dated: _____

Honorable S. James Otero, Judge
United States District Court